



General Assembly

January Session, 2003

Raised Bill No. 6425

LCO No. 3160

Referred to Committee on Education

Introduced by:
(ED)

AN ACT CONCERNING SPECIAL EDUCATION.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 10-76g of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2003*):

4 (b) Any local or regional board of education which provides special
5 education pursuant to the provisions of sections 10-76a to 10-76g,
6 inclusive, for any exceptional child described in subparagraph (A) of
7 subdivision (5) of section 10-76a, under its jurisdiction, excluding (1)
8 children placed by a state agency for whom a board of education
9 receives payment pursuant to the provisions of subdivision (2) of
10 subsection (e) of section 10-76d, and (2) children who require special
11 education, who reside on state-owned or leased property or in
12 permanent family residences, as defined in section 17a-154, and who
13 are not the educational responsibility of the unified school districts
14 established pursuant to sections 17a-37, 17a-240 and 18-99a, shall be
15 financially responsible for the reasonable costs of special education
16 instruction, as defined in the regulations of the State Board of
17 Education, in an amount equal to (A) for any fiscal year commencing

18 prior to July 1, 2003, five times the average per pupil educational costs
 19 of such board of education for the prior fiscal year, determined in
 20 accordance with the provisions of subsection (a) of section 10-76f, and
 21 (B) for the fiscal year commencing July 1, 2003, and each fiscal year
 22 thereafter, four [and one-half] times such average per pupil
 23 educational costs of such board of education. The State Board of
 24 Education shall pay on a current basis any costs in excess of the local
 25 or regional board's basic contribution paid by such board in
 26 accordance with the provisions of this subsection. Any amounts paid
 27 by the State Board of Education on a current basis pursuant to this
 28 subsection shall not be reimbursable in the subsequent year.
 29 Application for such grant shall be made by filing with the Department
 30 of Education, in such manner as prescribed by the commissioner,
 31 annually on or before December first a statement of the cost of
 32 providing special education pursuant to this subsection, provided a
 33 board of education may submit, not later than March first, claims for
 34 additional children or costs not included in the December filing.
 35 Payment by the state for such excess costs shall be made to the local or
 36 regional board of education as follows: Seventy-five per cent of the
 37 cost in February and the balance in May. The amount due each town
 38 pursuant to the provisions of this subsection shall be paid to the
 39 treasurer of each town entitled to such aid, provided the treasurer shall
 40 treat such grant, or a portion of the grant, which relates to special
 41 education expenditures incurred in excess of such town's board of
 42 education budgeted estimate of such expenditures, as a reduction in
 43 expenditures by crediting such expenditure account, rather than town
 44 revenue. Such expenditure account shall be so credited no later than
 45 thirty days after receipt by the treasurer of necessary documentation
 46 from the board of education indicating the amount of such special
 47 education expenditures incurred in excess of such town's board of
 48 education budgeted estimate of such expenditures.

This act shall take effect as follows:	
Section 1	July 1, 2003

Statement of Purpose:

To reduce the local or regional board's responsibility for the cost of special education.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]